Final Agenda

GOVERNING BOARD MEETING

SEPTEMBER 30, 2014

1:00 PM

Tampa Service Office

7601 US HWY. 301 (FORT KING HWY), TAMPA, FL 33637

(813) 985-7481

All meetings are open to the public.

- Viewing of the Board meeting will be available at each of the District offices and through the District’s web site (www.watermatters.org) -- follow directions to use internet streaming.
- Public input will be taken only at the meeting location.
- Public input for issues not listed on the published agenda will be heard shortly after the meeting begins.

Pursuant to Section 373.079(7), Florida Statutes, all or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of Governing Board members.

The Governing Board may take official action at this meeting on any item appearing on this agenda and on any item that is added to this agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

The order of items appearing on the agenda is subject to change during the meeting and is at the discretion of the presiding officer.

Public Comment will be taken after each presentation and before any Governing Board action(s) except for Governing Board hearings that involve the issuance of final orders based on recommended Orders received from the Florida Division of Administrative Hearings.

Unless specifically stated, scheduled items will not be heard at a time certain.

The current Governing Board agenda and minutes of previous meetings are on the District’s web site: www.WaterMatters.org
1:00 P.M. CONVENE PUBLIC HEARING AND MEETING (TAB A)

1. Call to Order
2. Pledge of Allegiance and Invocation
3. Ceremony to Honor Todd Pressman for His Service on the Governing Board
4. Additions/Deletions to Agenda
5. Public Input for Issues Not Listed on the Published Agenda

CONSENT AGENDA (TAB B)

Regulation Committee
6. Individual Water Use Permits Referred to the Governing Board
7. Executive Director Authority to Approve Specified District Initiated Variances within the Dover/Plant City Water Use Caution Area

Operations & Land Management Committee
8. Declare Lands Surplus and Approve Conveyance - Joe's Creek Project, SWF Parcel No. 16-040-123S

Resource Management Committee
9. City of North Port's Potable Water ASR System Change in Scope (K120)
10. Plant City Reclaimed Water Sydney and Park Road Transmission and Pumping Project Agreement Replacement (L816)
11. Florida Governmental Utility Authority Wet Weather Reclaimed Water Interconnect, Storage and Pumping Project First Amendment (N370)
12. Scope Change for the City of Bradenton's Potable Water ASR System (N435)
13. Initiation and Approval of Rulemaking to Amend Rule 40D-8.624, Florida Administrative Code, to Adopt Minimum and Guidance Levels for Starvation Lake in Hillsborough County (P256)
14. Initiation and Approval of Rulemaking to Amend Rule 40D-8.624, Florida Administrative Code, to Adopt Minimum and Guidance Levels for Lakes Hanna, Keene and Kell in Hillsborough County (P256)
15. City of St. Petersburg Beach Egan Park BMPs (W294)
16. Lake Seminole Watershed Stormwater Pollution Project (P902)
17. Five-Year Water Resource Development Work Program
18. Board Designated Encumbrance-Hydrogeological Investigation of the Lower Floridan Aquifer in Polk County (P280)

Finance/Outreach & Planning Committee
20. FY2013-14 Board Designated Encumbrance for Consultant Services for Inspector General Support
21. Fiscal Year (FY) 2013-14 Board Designated Encumbrance
22. Approval of Resolution No. 14-14 Requesting Encumbrance of Fiscal Year 2013-14 Budgeted Funds within the Water Management Lands Trust Fund

General Counsel's Report
23. Administrative, Enforcement and Litigation Activities that Require Governing Board Approval
   a. Approval of Revisions to District Policies – 110-3, Governing Board Committee Responsibilities; 110-3A, Governing Board Committee Responsibilities – Finance and Administration Committee; 110-3B, Governing Board Committee Responsibilities – Regulation Committee; 110-3C, Governing Board Committee Responsibilities – Resource Management and Development Committee; 110-3E, Governing Board Committee Responsibilities – Outreach and Planning Committee; and the Repeal of District Policy 110-3D, Governing Board Committee Responsibilities – Diversity Committee
   b. Interagency Agreement Between the SWFWMD and the SFWMD -- Designation of Regulatory Responsibility – Kickin Tires Ranch – Polk County
   c. Amendment to Perpetual Conservation Easement – Bronson Property – Lake County
   d. Consent Order – Overpumpage Penalties – Water Use Permit No. 20012514.007 – Colding Loop Road Wimauma, LLC – CT No. 366376 – Hillsborough County
e. Board Designated Encumbrance Legal Services, Expert Testimony/Analysis, and Administrative Law Judge

24. Rulemaking
   b. Rulemaking – Initiation and Approval of Amendments to Chapter 40D-3, F.A.C. to Incorporate Changes in DEP Rules for Water Well Contractors and Construction of Water Wells
   c. Approval of Final Rule Language and Authorization to Complete Rulemaking to Create Rule 40D-1.700, Florida Administrative Code (F.A.C.), to Establish Procedures and Adopt Forms for the Registration of Lobbyists that Lobby the District

Executive Director’s Report

25. Approve Resolution No. 14-13, Commending Todd Pressman for His Service as a Member of the Southwest Florida Water Management District Governing Board

26. Approve Governing Board Minutes - August 26, 2014

REGULATION COMMITTEE (TAB C)

Discussion
27. Consent Item(s) Moved for Discussion
28. Denials Referred to the Governing Board

Submit & File Reports - None

Routine Reports
29. Overpumpage Report - September 2014
30. Individual Permits Issued by District Staff - September 2014

OPERATIONS & LAND MANAGEMENT COMMITTEE (TAB D)

Discussion
31. Consent Item(s) Moved for Discussion
32. Hydrologic Conditions Status Report
33. Accept Appraisals and Approve Purchase and Sale Agreement and Resolution Requesting Funds from the Florida Forever Trust Fund for the Acquisition of Weekiwachee Preserve, SWF Parcel No. 15-773-144

Submit & File Reports
34. Summary of FY 2014 Interagency Land Management Reviews

Routine Reports
35. Structure Operations
36. Significant Activities

RESOURCE MANAGEMENT COMMITTEE (TAB E)

Discussion
37. Consent Item(s) Moved for Discussion
38. Tampa Bay Water Update
39. District Project Management Office

Submit & File Reports
40. Minimum Flows and Levels Priority List and Schedule Update

Routine Reports
41. Minimum Flows and Levels Status Report
42. Significant Water Resource and Development Projects

FINANCE/OUTREACH & PLANNING COMMITTEE (TAB F)

Discussion
43. Consent Item(s) Moved for Discussion

Submit & File Reports
45. Strategic Plan 2014-2018 Update

**Routine Reports**

46. Treasurer's Report and Payment Register
47. Monthly Financial Statement
48. Monthly Cash Balances by Fiscal Year
49. Comprehensive Plan Amendment and Related Reviews Report
50. Development of Regional Impact Activity Report
51. Significant Activities

**GENERAL COUNSEL’S REPORT (TAB G)**

**Discussion**

52. Consent Item(s) Moved for Discussion

**Submit & File Reports - None**

**Routine Reports**

53. Litigation Report
54. Rulemaking Update

**COMMITTEE/LIAISON REPORTS (TAB H)**

55. Agricultural and Green Industry Advisory Committee Report
56. Other Committee/Liaison Reports

**EXECUTIVE DIRECTOR’S REPORT (TAB I)**

57. Executive Director's Report

**CHAIR’S REPORT (TAB J)**

58. Executive Director's and Inspector General's Annual Reports
59. Employee Milestones
60. Other

**3:30 P.M. TIME CERTAIN CLOSED SESSION (TAB K)**

Closed-Door Attorney-Client Session Pursuant to Section 286.011(8), Florida Statutes, to Discuss Strategy Regarding Settlement Negotiations in SWFWMD V. Danny J. Suggs, Et Al. (5Th Judicial Circuit, Case No. 2003-CA-724), and in Re Danny J. Suggs (U.S. Bankruptcy Court, Case No. 3:12-Bk-6997-PMG and Adversary Proceeding No. 13-Ap-272) – Sumter County

★★★ **RECESS PUBLIC HEARING★★★

**ANNOUNCEMENTS**

- Governing Board Meetings Schedule:
  - Meeting - The Villages  
  - Meeting - Tampa  
  - Meeting - Tampa  
  - Meeting - Tampa  
  - Meeting - Tampa  

- Governing Board Public Budget Hearings Schedule:
  - Tentative Budget - Tampa  
  - Final Budget - Tampa  

- Advisory Committee Meeting Schedule:
  - Well Drillers - Tampa  
  - Environmental - Tampa  
  - Industrial and Public Supply - Tampa  
  - Agricultural and Green Industry - Tampa  

**5:01 P.M. CONVENE TENTATIVE FY2014-15 BUDGET HEARING**
ADJOURNMENT

The Governing Board may take action on any matter on the printed agenda including such items listed as reports, discussions, or program presentations. The Governing Board may make changes to the printed agenda only for good cause as determined by the Chair, and stated in the record.

If a party decides to appeal any decision made by the Board with respect to any matter considered at a hearing or these meetings, that party will need a record of the proceedings, and for such purpose that party may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

If you wish to address the Board concerning any item listed on the agenda or an issue that does not appear on the agenda, please fill out a speaker's card at the reception desk in the lobby and give it to the recording secretary. Your card will be provided to the Chair who will call on you at the appropriate time during the meeting. When addressing the Board, please step to the podium, adjust the microphone for your comfort, and state your name for the record. Comments will be limited to three minutes per speaker. In appropriate circumstances, the Chair may grant exceptions to the three-minute limit.

The Board will accept and consider written comments from any person if those comments are submitted to the District at Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604-6899. The comments should identify the number of the item on the agenda and the date of the meeting. Any written comments received after the Board meeting will be retained in the file as a public record.